

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

KIRBY SPENCER,

Plaintiff,

vs.

ENHANCED RECOVERY COMPANY,
LLC,

Defendants.

Case No. 2:12-cv-0167-KJD-RJJ

ORDER

Plaintiff has submitted an Application to Proceed in Forma Pauperis (#1) and a Civil Rights Complaint Pursuant to 42 U.S.C. § 1983. The Court finds that Plaintiff has paid the filing fee pursuant to the Minutes of Proceedings (#9). Therefore,

IT IS HEREBY ORDERED that the Complaint shall be served upon Defendants.

IT IS FURTHER ORDERED that the movant herein is permitted to maintain this action to conclusion without the necessity of prepayment of any additional fees or costs or the giving of security therefor.

IT IS FURTHER ORDERED that the Clerk of the Court shall file the Complaint, issue summons to the named defendants herein, and deliver same to the U.S. Marshal for service. Plaintiff shall have twenty (20) days in which to furnish to the U.S. Marshal the required Forms USM-285. Within twenty (20) days after receiving from the U.S. Marshal a copy of the Form USM-285 showing whether service has been accomplished, Plaintiff must file a notice with the Court identifying which defendants were served and which were not served, if any. If Plaintiff

1 wishes to have service again attempted on an unserved defendant(s), then a motion must be filed
2 with the Court identifying the unserved defendant(s) and specifying a more detailed name and/or
3 address for said defendant(s), or whether some other manner of service should be attempted.
4 Pursuant to Rule 4(m) of the Federal Rules of Civil Procedure, service must be accomplished within
5 one hundred twenty (120) days from the date that the Complaint was filed.

6 IT IS FURTHER ORDERED that henceforth, Plaintiff shall serve upon defendants
7 or, if appearance has been entered by counsel, upon the attorney(s), a copy of every pleading,
8 motion or other document submitted for consideration by the court. Plaintiff shall include with the
9 original paper submitted for filing a certificate stating the date that a true and correct copy of the
10 document was mailed to the defendants or counsel for the defendants. The court may disregard any
11 paper received by a district judge or magistrate judge which has not been filed with the Clerk, and
12 any paper received by a district judge, magistrate judge or the Clerk which fails to include a
13 certificate of service.

14 DATED this 22d day of May, 2012.

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18 ROBERT J. JOHNSTON
19 United States Magistrate Judge
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